Paper No. 22

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

Ex parte MIYAJIMA IWAO

JAN - 9 2004

PAT. & T.M. OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

Application No. 09/763,092

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on December 17, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On January 5, 2004, appellant filed a Request for Continued Examination (RCE) (Paper No. 21). Before further review of this application, the examiner must consider the RCE (Paper No. 21).

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Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) consideration of the RCE filed January 5, 2004; and 2) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS

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DMS/tdl/mh RA04-0162